IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

COMPANY PETITION NO.505 OF 1992

M/s. Poddar Tyres Ltd. ..Petitioner.

Vs.

M/s. Lipi Bailers Pvt. Ltd. ..Respondent.

....

Ms. Kavita Kothavle i/b Prakash & Co. for the Petitioner.
Mr. V.M. Acharya i/b Mayur Narendra & Co. for the Respondent.

...

CORAM: **DR. D.Y. CHANDRACHUD, J.**

21st March, 2007.

P.C. :

The Company Petition is placed on Board by the Company Registrar since the Petition has been shown as pending since 1992. The Company Registrar has informed the Court that the proceedings are not traceable and in all probabilities the parties have lost interest in pursuing the proceedings. Counsel appearing for the Petitioner states that she has no instructions. In these circumstances, the Company Petition is dismissed for want of prosecution.

In the event that the Petitioners are interested in pursuing the proceedings, the learned advocates shall within a

period of two weeks inform the Company Registrar and take steps within a period of four weeks thereafter for reconstructing the record. In that event, the Company Registrar shall place the Petition before the Court for further directions;

In the event that the Respondent company has already been wound up, the Petitioners would be at liberty to pursue their claim in liquidation.